IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

TUESDAY, THE 23RD OCTOBER 2007 / 1ST KARTHIKA 1929

WP(C).No. 31420 of 2007(M)

PETITIONER:

SOBHA T., U.P.S.A, A.M.U.P. SCHOOL,
EDAKKULAM, THIRUNNAVAYA P.O.,
MALAPPURAM DISTRICT.

BY ADV. SRI.ELVIN PETER P.J.

RESPONDENTS:

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1. THE STATE OF KERALA REPRESENTED BY
ITS SECRETARY, GENERAL EDUCATION DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DIRECTOR OF PUBLIC INSTRUCTION,
THIRUVANANTHAPURAM-14.

3. THE ASSISTANT EDUCATIONAL OFFICER,
TIRUR.

4. THE MANAGER, A.M.U.P. SCHOOL,
EDAKKULAM, THIRUNNAVAYA P.O.,
MALAPPURAM DISTRICT.

BY GOVT. PLEADER SHRI. A.J. VARGHESE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 23/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

WP(C).No. 31420 OF 2007 M

Dated this the ,23rd October, 2007.

JUDGMENT

Seeking retention in service despite reduction in staff strength pursuant to staff fixation order by applying teacher-student ratio of 1:40 in accordance with the Govt. Orders in force for the years 2006-07, the petitioner has filed Ext.P19 revision before the first respondent under Rule 92 of Chapter XIV(A) of the Kerala Education Rules. The petitioner seeks expeditious disposal of the same.

2. Learned Govt. Pleader submits that the more appropriate remedy for the petitioner is to file a revision before the Director of Public Instructions under Rule 12E(3) of Chapter XXXIII K.E.R.

3. Having heard the learned counsel for the petitioner and the learned Govt. Pleader, I dispose of this writ petition with the following directions:

4. The petitioner may if she so wishes file a revision as contemplated under Rule 12E(3) of Chapter XXXIII K.E.R, within two weeks from today before the second respondent. If the same is so filed, the second respondent shall dispose of the same in accordance with law within one month from the date of receipt of a copy of the judgment after affording an opportunity of hearing to the petitioner as well as the fourth respondent. Writ petition is disposed of accordingly.

S. SIRI JAGAN
Judge

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